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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/804,472	03/18/2004	Michael W. Diesch	026125-000200US	7248
67590	7590	04/16/2007		
TOWNSEND AND TOWNSEND AND CREW LLP TWO EMBARCADERO CENTER, 8TH FLOOR SAN FRANCISCO, CA 94111-3834			EXAMINER KINDRED, ALFORD W	
			ART UNIT	PAPER NUMBER
			2163	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	04/16/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/804,472

Applicant(s)

DIESCH ET AL.

Examiner

Alford W. Kindred

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 February 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18, 20-28, 30-36, 39-44, 48 and 49 is/are pending in the application.
- 4a) Of the above claim(s) 19, 29, 37, 38 and 45-47 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-18, 20-28, 30-36, 39-44, and 48-49 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Detailed Action

1. This action is responsive to communications: Amendment filed on 02/05/07.

This action is made final.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-49 are rejected under 35 U.S.C. 102(b) as being anticipated by Fries, US# 20030036922.

As per claim 1, Fries teaches “receiving property record data for a plurality of parcels into a computer system, wherein the property record data relates to source property record documents; storing the property record data in a searchable database; receiving into the computer system an identifier; in the computer system, using the identifier to search the database and select from the property record documents a set of relevant documents relating to the parcel; in the computer system, using the set of relevant documents to produce a data summary” (see paragraph [0009] and [0027]) “outputting the data summary from the computer system; wherein the data summary comprises information from which an underwriter can underwrite a title policy, using commonly-accepted title policy underwriting rules, without reference to the source documents, or images thereof, from which the data summary originated” (see paragraph

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[0029]-[0030]). "receiving a plurality of images representing property records; converting the images to electronic image data; paginating the electronic image data into related groups representing individual documents . . . manual processes to convert information in the data fields into electronic information; and organizing the electronic information into data records" (see paragraph [0043]-[0044]).

As per claim 2, Fries teaches "wherein the title policy comprises a selection from the group consisting of: American Land Title Association (ALTA) Loan Policy; ALTA Owner's Policy; ALTA Short Form Residential Loan Policy; Homeowner's Policy of Title Insurance for a One-to-Four Family Residence . . ." (see paragraph [0042]).

As per claim 3, 8, and 28, Fries teaches "wherein the data summary comprises a display screen on a computer monitor" (see paragraph [0041] and [0044]).

As per claim 4, Fries teach "a printed document" (see paragraph [0027]).

As per claims 5-6, Fries teaches, "wherein the printed document comprises a title abstract" (see paragraph [0040]).

As per claims 7, Fries teaches "wherein the printed document comprises a policy" (see paragraph [0005]).

As per claim 9, Fries teaches "wherein the document comprises a selection from the group consisting of: policy, deed, mortgage, commitment, closing-related document, template, and form" (see paragraph [0027] and [0029]).

As per claim 10, Fries teaches "creating at least one index relating to the property record data; and using the at least one index together with the identifier to select relevant documents" (see paragraph [0027] and [0031]).

As per claims 11-13, Fries teaches "in the computer system, using the identifier to search the database and select from the property record documents a set of potentially relevant documents relating to the parcel; and in the computer system, applying logic to organize the documents" (see paragraph [0009], [0034], and [0038]).

As per claim 14, Fries teaches "relating one or more documents to one or more other documents to identify any unreleased liens" (see paragraph [0011] and [0024]).

As per claims 15-16, Fries teaches "wherein applying logic to organize the documents comprises: relating one or more documents to one or more other documents to identify a good stop in a chain of title" (see paragraph [0030]).

As per claim 17, Fries teaches "wherein the property record data is received into the computer system before the relevant document set is selected" (see paragraph [0032] and [0038]).

As per claim 18, Fries teaches "wherein the identifier comprises a selection from the group consisting of grantor name, legal description of the parcel, physical address of the parcel . . ." (see paragraph [0009] and [0037]).

As per claims 20 and 23, Fries teaches "wherein the data summary comprises a listing of the relevant documents" (see paragraph [0027]).

As per claims 21-24, Fries teaches "wherein the listing of the relevant documents includes a score for at least one of the documents that indicates the degree of relevance of the document" (see paragraph [0037]-[0038]).

As per claims 25-28 these claims are rejected on grounds corresponding to the arguments given above for rejected claims 1-2 and 8 and are similarly rejected.

As per claims 30-33, these claims are rejected on grounds corresponding to the arguments given above for rejected claims 1, and 22-23 and are similarly rejected.

As per claims 34-36, and 39-41, these claims are rejected on grounds corresponding to the arguments given above for rejected claims 1, 8 and 17 and are similarly rejected.

As per claims 42-44, and 48-49, these claims are rejected on grounds corresponding to the arguments given above for rejected claims 1, 2-8 and 23-24 and are similarly rejected.

Response to Arguments

4. Applicant's arguments filed 2/05/07 have been fully considered but they are not persuasive.

--As per applicant's arguments regarding "Fries' system does not identify relevant documents and use the set of relevant documents to produce a data summary . . . Fries does not teach scoring relevant documents based on their degree of relevance . . ." examiner disagrees and maintains that Fries' teachings of title examination as well Fries' teaching of a parcel scoring system reads on applicant's claim language of identifying and scoring relevant documents.

Conclusion

5. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

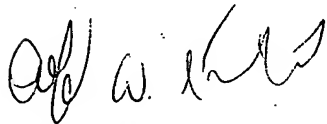
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alford W. Kindred whose telephone number is 571-272-4037. The examiner can normally be reached on Mon-Fri 9:00 am- 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Don Wong can be reached on (571) 272-1834. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Alford W. Kindred
Patent Examiner
Tech Ctr. 2100